## **REMARKS**

The Notice states that the Amendment filed on October 27, 2009 is considered non-compliant. The Notice states, *inter alia*, that "The applicant added claims 18-28 without any arguments regarding the novelty of these newly added claims."

Applicants hereby traverse the Examiner's holding of non-compliance, and respectfully submit that the Examiner's holding has been made in error. In the Amendment in question, Applicants indeed added claims 18-28, which are dependent claims. However, Applicants did explain how the new dependent claims 18-28 are patentable over the cited references. For example, the Amendment stated, *inter alia*, on page 24:

The dependent claims

The other claims in this application are each dependent from one or another of the independent claims discussed above and are therefore believed patentable for the same reasons.

It is therefore submitted that the Amendment filed on October 27, 2009 is fully compliant.

The Examiner has pointed to no rule or regulation that dictates otherwise.

Accordingly, in view of the foregoing remarks, Applicants respectfully request withdrawal of the Notice of Non-Compliant Amendment and consideration of the Amendment filed on October 27, 2009.

Respectfully Sy

Raymond A. DiPerna c/o Ladas & Parry LLP

26 West 61st Street

New York, New York 10023

Reg. No. 44,063

Tel. No. (212) 708-1950